

AIR CANADA



March 2, 1999

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Dorval, Quebec, Canada H4Y 1H4

Centre Air Canada
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Dorval (Québec) Canada H4Y 1H4

DOCKET SECTION

99 MAR -8 AM 11:05

DEPARTMENT OF TRANSPORTATION

514894
Ms. **Maira A. Lozada**
Office of Civil Aviation Security Policy and Planning
Civil Aviation Aviation Security Division (ACP - 100)
Federal Aviation Administration
800 Independence Avenue, S.W.
Washington, D.C. 20591

FAA-1998-4758-16

Fax: (202) 267-5359

Dear Ms. Lozada:

Reference: Docket No. FAA - 1998 - 4758; Notice number 98-17

Further to the public meeting of February 24, 1999 which Air Canada attended, we wish to request a two week extension to the comment period scheduled to expire on March 23, 1999.

AS pointed out by David Lord, UK Department of the Environment, Transport and the Regions (DETR), transcripts of the public meeting will only become available March 17th, 1999. Additional time is required to review the transcripts and we request a two week extension to April 6, 1999.

Your consideration of our request is appreciated.

Sincerely,

Linda Magher
Director, Facilitation,
Government & Community Relations

Docket
FAA - 1998 -
4758

January 25, 1999

Department of Transportation Dockets
400 Seventh Street, SW, Room Plaza 404
Washington, DC 20590

Submittal of Comments - Docket No. FAA-1998-4758

On January 11-12, 1999, government delegations representing the Civil Aviation Bureau of Japan (JCAB) and the Federal Aviation Administration (FAA) met in Washington, D.C. to discuss bilateral aviation policy and technical issues. Mr. Satoshi Iwamura, the Director General of the JCAB, and Ms. Jane F. Garvey, FAA Administrator, headed the respective delegations.

The Notice of Proposed Rulemaking (NPRM) for Security Programs of Foreign Air Carriers (14 CFR Part 129) was discussed during the security presentation of the FAA-JCAB Bilateral Meeting.

FAA representatives explained and reviewed the NPRM regarding the proposed requirement for identical security measures and noted that formal written comments from the public are to be submitted to the FAA by March 23, 1999. Specifically, the FAA expressed the need to avoid discussing any comments of a substantial nature associated with the proposed rule. Any such comments discussed will be reported as a summary of comments to the Department of Transportation (DOT) public docket as required by U.S. law.

Furthermore, the FAA noted a public meeting to be held on February 24, 1999 at the FAA headquarters which will provide an additional opportunity for public comment on the NPRM and invited Japan to send a representative to this meeting.

The **JCAB** expressed the Government of Japan's objection to the NPRM, based on the following four reasons:

- (1) as specified in the annex 17 of the Chicago Convention, each Contracting State has the responsibility for requiring operators providing service from that State to implement appropriate security programs;
- (2) the JCAB is meeting this responsibility by carrying out necessary and sufficient security measures which are ensuring equivalent effectiveness to those implemented in the United States;
- (3) the introduction of additional security measures would not only compromise the effectiveness of security measures actually taken by Japanese air carriers, but would also impose an additional cost burden; and
- (4) requiring other nations to take identical measures is an extraterritorial measure that is not acceptable.

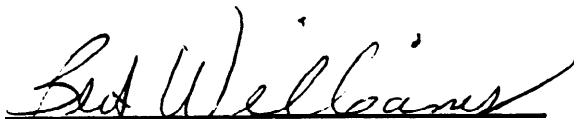
FAA officials made no specific statement of any commitments regarding the NPRM or JCAB comments.

The following officials represented the FAA and the JCAB during this presentation:

FAA - Larry Arima, John Hancock , Ross **Hamory**,
Robert Jensen, Peter Keefe, David **Trayham**,
Bert Williams

JCAB - Satoshi Iwamura, Director General,
Chicayoski Hirasawa, Shisuke **Endoh**,
Kazuo **Inoue**, Yoshiharu Iwami,
Toru Miyashita, Hiroki Matsumoto
Akio Yazawa, Yoshinori Suzuki,
Atsushi Shimamura
Hiroshi **Muto**

I, the undersigned, was witness at the January 12, 1999 meeting wherein the JCAB officials made their comments regarding the NPRM for 14 CFR Part 129.


Bert Williams

*DCL - AWS 30
2/1/99*

Civil Aviation Security Specialist
Office of Civil Aviation Security
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